

FILED

June 8 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0583

ORIGINAL

STATE OF MONTANA,

Plaintiff and Appellee,

v.

THOMAS GREGORY FERRIS,

Defendant and Appellant.

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RESPONSE TO STATE'S MOTION FOR STAY OF BRIEFING

Appellant Ferris respectfully objects to the State's request for a stay of the current briefing schedule and also objects to the State's alternative request for an additional extension of time on the basis that Appellant wishes to have his case decided in the most expeditious manner possible and does not wish to wait any longer for a resolution of the issues presented in his appeal.

Additionally, while this Court's decision in *State v. Andrews*, DA 09-0209, may be relevant to the ultimate disposition of this action, there is no reason this case cannot be fully briefed now. Indeed, such briefing may provide additional discussion and authority which proves beneficial to the Court in its consideration of the issue presented.

Respectfully submitted this 6th day of June, 2010.

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing

Response to State's Motion for Stay of Briefing to be mailed to:

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 6-8-10